

### REMARKS

Claims 1-58 are pending in the action, with claims 1, 12, 20, 31, 42 and 53-58 being independent.

Claims 1-4, 11-23, 30-34, 41-45 and 52-58 are rejected under 35 U.S.C. §102(e) as allegedly being anticipated by U.S. Pub No. 2005/0088961 to **Tellado**.

Claims 5, 24, 35 and 46 are rejected under 35 U.S.C. 103(a) as allegedly being unpatentable over **Tellado** in view of USP No. 6,452,967 to **Druihe**.

Claims 6-10, 25-29, 36-40 and 47-51 are rejected under 35 U.S.C. §103(a) as allegedly being unpatentable over **Tellado** in view of **Druihe**, and further in view of USP No. 6,775,529 to **Roo**.

Applicants respectfully traverse these rejections. Reconsideration and allowance of the above-referenced application are respectfully requested in light of the following remarks.

### **Drawings**

Applicants note that the Examiner has not indicated whether the drawings submitted with the original application are acceptable. Applicants respectfully request that such an indication be noted in the next Office Action in the absence of any objection to the drawings.

### **Section 102(e) Rejections**

Claims 1-4, 11-23, 30-34, 41-45 and 52-58 are rejected as being anticipated by Tellado. Applicants respectfully request withdrawal of these rejections. Particularly, Applicants respectfully submit that all of these rejections are overcome by the submission of the attached Declaration under 37 C.F.R. §1.131 of the inventor, Runsheng He. As set forth in the Declaration, the inventor conceived of the subject matter recited in the pending claims prior to the filing date of Tellado, and worked diligently from prior to the filing date of Tellado until the January 20, 2004 filing date of the instant application.

Accordingly, Applicants respectfully submit that Tellado is not prior art with respect to the present application, and therefore Tellado is not available as prior art under 35 U.S.C.

§102(e). For at least these reasons, Applicants respectfully submit that claims 1-4, 11-23, 30-34, 41-45 and 52-58 are allowable.

#### **Section 103(a) Rejections**

Claims 5, 24, 35 and 46 are rejected as allegedly being unpatentable over Tellado in view of Druihe. However, for at least the reasons set forth above, Tellado is not available as prior art under 35 U.S.C. §103(a). The Examiner has not relied upon Druihe to teach the subject matter allegedly disclosed in Tellado, and therefore Druihe does not cure the deficiency of Tellado. Therefore, Applicants respectfully submit that claims 5, 24, 35 and 46 are allowable.

Claims 6-10, 25-29, 36-40 and 47-51 are rejected as allegedly being unpatentable over Tellado in view of Druihe, and further in view of Roo. However, for at least the reasons set forth above, Tellado is not available as prior art under 35 U.S.C. §103(a). Neither Druihe nor Roo has not been relied upon to teach the subject matter allegedly disclosed in Tellado, and therefore also does not cure the deficiency of Tellado. Therefore, Applicants respectfully submit that claims 6-10, 25-29, 36-40 and 47-51 are allowable.

### **Conclusion**

Applicants respectfully request that all pending claims be allowed.

By responding in the foregoing remarks only to particular positions taken by the Examiner, Applicants do not acquiesce with other positions that have not been explicitly addressed. In addition, Applicants' arguments for the patentability of a claim should not be understood as implying that no other reasons for the patentability of that claim exist.

For all of the reasons set forth above, it is urged that the application is in condition for allowance, an indication of which is respectfully solicited.

If there are any outstanding issues that might be resolved by an interview or an Examiner's amendment, the Examiner is requested to call Applicants' representative at the telephone number shown below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. § 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 06-1050 and please credit any excess fees to such deposit account.

Respectfully submitted,

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